

Message Text

UNCLASSIFIED

PAGE 01 CARACA 06504 01 OF 02 151140Z

51

ACTION DLOS-07

INFO OCT-01 OIC-04 DRC-01 CEA-02 CIEP-02 ISO-00 AF-10

ARA-16 EA-11 EUR-25 NEA-14 RSC-01 CG-00 FEA-02 ACDA-19

AEC-11 AGR-20 DOTE-00 FMC-04 INT-08 JUSE-00 OMB-01

CIAE-00 DODE-00 PM-07 H-03 INR-11 L-03 NSAE-00 NSC-07

PA-04 PRS-01 SP-03 SS-20 TRSE-00 AID-20 CEQ-02 COA-02

COME-00 EB-11 EPA-04 IO-14 NSF-04 SCI-06 SAM-01 /282 W

----- 119367

R 131809Z JUL 74

FM AMEMBASSY CARACAS

TO SECSTATE WASHDC 4694

INFO AMEMBASSY ALGIERS

AMEMBASSY ANKARA

AMEMBASSY BRUSSELS

AMEMBASSY CONAKRY

AMEMBASSY FREETOWN

AMEMBASSY KATHMANDU

AMEMBASSY MADRID

AMEMBASSY NICOSIA

AMEMBASSY ROME

USUN NEW YORK 654

USIA WASHDC

UNCLAS SECTION 1 OF 2 CARACAS 6504

FROM USDEL LOS

USIA FOR IPS AND IBS

EO 11652: NA

TAGS: PLOS

SUBJECT: LOS SUMMARY OF GENERAL DEBATE 12 JULY 1974.

1. UGANDA. R.W. OCHAN STATED CONVENTION MUST PROVIDE FOR

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 CARACA 06504 01 OF 02 151140Z

LAND-LOCKED ACCESS TO SEA AND USE OF PORT FACILITIES.

UGANDA COULD ACCEPT 12 MILE TERRITORIAL SEA AND 200 MILE EXCLUSIVE ECONOMIC ZONE SUBJECT TO PROVISIONS OF KAMPALA DECLARATION WHICH HE ENUMERATED. HE ADDED THAT LAND-LOCKED STATES MUST HAVE RIGHT TO PARTICIPATE IN EXPLOITATION IN ZONE ON EQUAL FOOTING.

2. TURKEY. AMB. N. YOLGA STATED LOS CONVENTION MUST AVOID ESTABLISHING GENERAL RULES ON TERRITORIAL SEA FOR ISLANDS LEST EXISTING SPECIFIC PROBLEMS BE AGGRAVATED. YOLGA DEVOTED MAJOR PORTION OF SPEECH TO TURKEY'S PROBLEMS WITH GREEK ISLANDS OFF COAST AND DISTRIBUTED MAP TO CONFERENCE SHOWING IMPACT OF 12 MILE TERRITORIAL SEA. WHILE NOT OBJECTING TO 12 MILE TERRITORIAL SEA IN PRINCIPLE, HE NOTED CONVENTION MUST CONTAIN PROVISIONS FOR THESE SITUATIONS. HE ALSO OBJECTED TO CONTINENTAL STATES USING ARCHIPELAGO PRINCIPLE. IN MAJOR STRAITS THE RIGHTS OF INTERNATIONAL COMMUNITY TAKE PRECEDENCE. YOLGA SUPPORTED NORWAY PROPOSAL FOR CREATION OF INSURANCE POOL FOR POLLUTION INCIDENTS AND EXPRESSED SUPPORT FOR CONCEPT OF PATRIMINIAL SEA. (GREECE EXERCISED RIGHT OF REPLY DEVELOPING TURKISH OPEN REFERENCES TO BILATERAL PROBLEMS AT INTERNATIONAL CONFERENCE.)

3. NEPAL. AMB UPADHYAYA APPEALED TO CONFERENCE TO ESTABLISH INTERNATIONAL CODE OF CONDUCT AND PROTECT LEGITIMATE RIGHTS OF LAND-LOCKED STATES. EXCLUSIVE ECONOMIC ZONE WOULD DEPRIVE LANDLOCKEDS OF ESTABLISHED RIGHTS UNDER INTERNATIONAL LAW. HE ADDED THAT DESPITE CONVENTION BILATERAL AND REGIONAL ARRANGEMENTS WILL BE NECESSARY FOR ENSURING ACCESS TO SEA.

4. ALGERIA. M. MEDJAD NOTED ALGERIA IS GEOGRAPHICALLY DISADVANTAGED STATE AND SAID LOS CONVENTION MUST TAKE INTO ACCOUNT LEGITIMATE INTERESTS OF ALL, BUT ESPECIALLY LDC'S. HE RECORDED ACCEPTANCE OF ECONOMIC ZONE WITH COASTAL STATE SOVEREIGNTY BUT INDICATED NEED FOR SOME RESTRICTIONS ON SOVEREIGNTY. MEDJAD URGED MORATORIUM ON DEEP SEABED MINING, INNOCENT PASSAGE IN STRAITS, AND DIRECT EXPLOITATION BY INTERNATIONAL MACHINERY BUT POSSIBLY SPECIAL ARRANGEMENTS FOR EXPLOITATION BY OTHERS.

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 CARACA 06504 01 OF 02 151140Z

5. FOR BELGIUM. DR. A. VAN DER ESSEN SAID BELGIUM IS NOT PREPARED TO ACCEPT PRINCIPLE OF EXCLUSIVE ECONOMIC ZONE AND REGRETTED EXCESSIVE CLAIMS TO NATIONAL JURISDICTION. TWELVE MILE TERRITORIAL SEA IS ACCEPTABLE IF STRAITS USED FOR INTERNATIONAL NAVIGATION REMAIN OPEN FOR FREE NAVIGATION. SCIENTIFIC RESEARCH SHOULD BE FREE TO ALL WITH RESULTS ACCESSIBLE TO COASTAL STATE. VAN DER ESSEN EXPRESSED

CONCERN OVER CLAIMS BY CONTINENTAL STATES OF BENEFITS OF
ARCHEPELAGO STATES SINCE THIS DEPRIVES INTERNATIONAL COMMUNITY.

6. GUINEA BISSAU. REP ADVOCATED 200 MILE ECONOMIC ZONE
WITH EXCLUSIVE COASTAL STATE JURISDICTION OVER RESOURCES,
SCIENTIFIC RESEARCH, AND POLLUTION STANDARDS. HE URGED
INNOCENT PASSAGE IN STRAITS AND REGULATION BY INTERNATIONAL
AGENCIES OF SCIENTIFIC RESEARCH CONDUCTED BEYOND AREAS OF
NATIONAL JURISDICTION. HE VOICED GREAT ADMIRATION FOR
STATEMENT OF PERU YESTERDAY AND SAID HIS VIEWS WERE IDENTICAL.

7. BAHRAIN. DR. W. NIMER ADVOCATED 12 MILE TERRITORIAL SEA
AND ECONOMIC ZONE NOT GREATER THAN 200 MILES WITH FREEDOM OF
NAVIGATION IN ZONE. COASTAL STATE CONSENT NECESSARY FOR RESEARCH
IN ZONE AND COASTAL STATE AUTHORITY TO ESTABLISH OWN POLLUTION
STANDARDS AS WELL AS INTERNATIONAL STANDARDS. HE SUPPORTED
INNOCENT PASSAGE IN STRAITS.

8. SIERRA LEONE. ATTY-GEN BREWAH NOTED WILLINGNESS TO
NEGOTIATE THEIR 200 MILE TERRITORIAL SEA TO CONCEPT OF 12
MILES AND 200 MILE EXCLUSIVE ECONOMIC ZONE. FISHING IN ZONE
WILL CONTINUE TO BE OPEN TO OTHER STATES AFTER PURCHASE OF
LICENSE WITH OBLIGATION TO SELL ONE-THIRD OF CATCH LOCALLY.
NOTING IMPORTANCE OF MARITIME TO SIERRA LEONE, HE URGED FREE
AND UNFETTERED USE OF STRAITS. INTERNATIONAL SEABED SHOULD BE
PLACED UNDER ABSOLUTE JURISDICTION OF INTERNATIONAL OCEAN
AUTHORITY. CONSENT REQUIRED FOR SCIENTIFIC RESEARCH.

9. CYPRUS. AMB JACOVIDES SAID REGIME OF INNOCENT PASSAGE
IN STRAITS SHOULD APPLY, SUBJECT TO OBJECTIVE CRITERIA, AND
HE HOPED BALANCE COULD BE REACHED BETWEEN NEEDS OF
INTERNATIONAL COMMUNITY AND CONCERNS OF COASTAL STATES. HE
SAID NO DISTINCTION SHOULD BE MADE BETWEEN ISLANDS AND
UNCLASSIFIED

UNCLASSIFIED

PAGE 04 CARACA 06504 01 OF 02 151140Z

CONTINENTAL LAND MASSES IN DETERMINING TERRITORIAL SEA,
CONTINENTAL SHELF AND ECONOMIC ZONE; TO DO OTHERWISE
OTHERWISE ON BASIS OF SIZE, POPULATION, ETC., WOULD BE
DANGEROUS PRECEDENT AND DISCRIMINATORY. HE RECOMMENDED
PRINCIPLE OF MEDIAN LINE FOR STATES OPPOSITE OR ADJACENT.

UNCLASSIFIED

NNN

UNCLASSIFIED

PAGE 01 CARACA 06504 02 OF 02 151143Z

51

ACTION DLOS-07

INFO OCT-01 OIC-04 DRC-01 CEA-02 CIEP-02 ISO-00 AF-10

ARA-16 EA-11 EUR-25 NEA-14 RSC-01 CG-00 FEA-02 ACDA-19

AEC-11 AGR-20 DOTE-00 FMC-04 INT-08 JUSE-00 OMB-01

CIAE-00 DODE-00 PM-07 H-03 INR-11 L-03 NSAE-00 NSC-07

PA-04 PRS-01 SP-03 SS-20 TRSE-00 AID-20 CEQ-02 COA-02

COME-00 EB-11 EPA-04 IO-14 NSF-04 SCI-06 SAM-01 /282 W

----- 119382

R 131809Z JUL 74

FM AMEMBASSY CARACAS
TO SECSTATE WASHDC 4695
INFO AMEMBASSY ALGIERS
AMEMBASSY ANKARA
AMEMBASSY BRUSSELS
AMEMBASSY CONAKRY
AMEMBASSY FREETOWN
AMEMBASSY KATHMANDU
AMEMBASSY MADRID
AMEMBASSY NICOSIA
AMEMBASSY ROME
USUN NEW YORK 655
USIA WASHDC

UNCLAS SECTION 2 OF 2 CARACAS 6504

FROM USDEL LOS

USIA FOR IPS AND IBS

10. HOLY SEE. MSGR. CHELI DEPLORED POSSIBILITY THAT
PROSPECT STILL EXISTS FOR USING SEABED FOR MILITARY
PURPOSES, AND ASSAULT ON MARINE ENVIRONEMENT BY INDUSTRIES
AND HIGH CONSUMPTION SOCIETIES. ABSOLUTE OPEN SEAS
WITHOUT CONTROL IS DISASTER AND "ABSOLUTE CONTROL OF WIDE
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 CARACA 06504 02 OF 02 151143Z

WATERS BY COASTAL STATES IS INADQUEATE SOLUTION TO
HUMANITY'S COMMON CLAIMS TO THEIR USE, TO PROTECTION
FROM POLLUTION AND TO SAFEGUARDING MARINE ECOLOGY."

11. SPAIN. AMB ABAROA GONI ADVOCATED 200 MILE ZONE WHERE COASTAL STATES EXERCISES POWER TO ENSURE NATIONAL PRESERVATION AND EXPLOITATION OF RESOURCES, BUT SYSTEM FOR LIVING RESOURCES SHOULD ALLOW PARTICIPATION OF THIRD STATES. AUTHORITY FOR DEEP SEABEDS SHOULD BE ENTRUSTED WITH BROAD POWERS INCLUDING EXPLOITATION EITHER DIRECTLY OR IN ASSOCIATION WITH OTHER PUBLIC OR PRIVATE ORGANISMS ACTING UNDER ITS CONTROL. CITING MILITARY, ECONOMIC AND ECOLOGIC SECURITY REQUIREMENTS OF COASTAL STATE, GONI STRESSED NEED FOR INNOCENT PASSAGE IN TERRITORIAL WATERS INCLUDING STRAITS. HE WOULD WELCOME PROVISION IN CONVENTION THAT PASSAGE OF FOREIGN MERCHANT SHIPS SHALL BE CONSIDERED INNOCENT AND THAT THERE BE NON-DISCRIMINATION TOWARD FLAGS OR CARGOES WHATEVER THEIR ORIGIN OR DESTINATION. THIS, HE SAID, ENSURES UNIMPEDED INNOCENT PASSAGE FOR COMMERCIAL NAVIGATION. STEVENSON

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: LAW OF THE SEA, MEETINGS, MEETING REPORTS
Control Number: n/a
Copy: SINGLE
Draft Date: 13 JUL 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974CARACA06504
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740188-0867
From: CARACAS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740751/aaaabroy.tel
Line Count: 239
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION DLOS
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags:
Review Date: 11 JUL 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <11 JUL 2002 by thomasv0>; APPROVED <17 JUL 2002 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: LOS SUMMARY OF GENERAL DEBATE 12 JULY 1974.
TAGS: PLOS, PBOR, VE, CARACAS
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005